

SENATE BILL 564
By Jackson

AN ACT to amend Tennessee Code Annotated, Title 68 and Title 69, Chapter 3, relative to environmental protection.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-201-104(b)(1), is amended by deleting the language "twelve (12)" and substituting instead the language "thirteen (13)".

SECTION 2. Tennessee Code Annotated, Section 68-201-104(b)(1)(J), is amended by deleting the subpart in its entirety and substituting instead the following:

(J) One (1) person to be appointed by the governor from a list of three (3) persons nominated by Tennessee Conservation Voters;

SECTION 3. Tennessee Code Annotated, Section 68-201-104(b)(1), is amended by deleting the following language from subpart (K):

If the governor does not choose to appoint one (1) of those persons nominated by the Tennessee Automotive Association, such organization shall submit a new list of nominations to the governor equal in number to their original nominations;

SECTION 4. Tennessee Code Annotated, Section 68-201-104(b)(1), is amended by deleting the following language from subpart (L):

If the governor does not choose to appoint one (1) of those persons nominated by the Tennessee environmental council, such organization shall submit a new list of nominations to the governor equal in number to its original nominations.

SECTION 5. Tennessee Code Annotated, Section 68-201-104(b)(1), is amended by deleting the period at the end of subpart (L) and substituting instead a semicolon and by adding the following language as a new subpart to be designated as follows:

(M) If the governor does not choose to appoint one (1) of the persons recommended to the governor under the terms of subdivision (b)(1), the governor shall state, with specificity, the reasons for the disapproval of their qualifications and the appropriate organization shall submit a new list of nominations to the governor equal in number to their original nominations.

SECTION 6. Tennessee Code Annotated, Section 68-201-104(b)(2), is amended by deleting the language "twelve (12)" and substituting instead the language "thirteen (13)".

SECTION 7. Tennessee Code Annotated, Section 68-211-111(a)(1), is amended by deleting the language "twelve (12)" and substituting instead the language "thirteen (13)".

SECTION 8. Tennessee Code Annotated, Section 68-211-111(a)(1), is amended by adding the following as a new subpart (E) and by appropriately redesignating the current subpart (E) and remaining subparts accordingly:

(E) One (1) person with knowledge of management of solid wastes or hazardous materials to be appointed by the governor from a list of three (3) persons nominated by the Tennessee Conservation Voters to represent environmental interests;

SECTION 9. Tennessee Code Annotated, Section 68-211-111(a)(3), is amended by adding the following after the language "subdivision (a)(1)," and before the language "the appropriate organization":

the governor shall state, with specificity, the reasons for the disapproval of their qualifications and

SECTION 10. Tennessee Code Annotated, Section 68-211-111(b), is amended by deleting the language "representative of environmental interests" and substituting instead the language "representatives of environmental interests".

SECTION 11. Tennessee Code Annotated, Section 68-215-112(a), is amended by deleting the language "nine (9)" and substituting instead the language "ten (10)".

SECTION 12. Tennessee Code Annotated, Section 68-215-112(a), is amended by adding the following as a new subdivision (6) and by redesignating the existing subdivision (6) and remaining subdivisions accordingly:

(6) One (1) person who is a representative of environmental interests knowledgeable of the management of petroleum products and hazardous substances to be appointed by the governor from a list of three (3) names submitted by the Tennessee Conservation Voters;

SECTION 13. Tennessee Code Annotated, Section 68-215-112(a), is amended in current subdivision (8) by adding the language "Tennessee Conservation Voters," after the language "Tennessee Environmental Council," and before the language "or the Tennessee Municipal League".

SECTION 14. Tennessee Code Annotated, Section 68-215-112(a)(10), is amended by deleting the language "subdivisions (a)(1)-(5) or (6), the appropriate organization(s) shall submit new lists until such appointments are made." and substituting instead the language "subdivisions (a)(1)-(7), the governor shall state, with specificity, the reasons for the disapproval of their qualifications and the appropriate organization shall submit a new list of nominations to the governor equal in number to their original nominations.".

SECTION 15. Tennessee Code Annotated, Section 68-215-112(b), is amended by deleting the language "(a)(2) and (6)" and substituting instead the language "(a)(2) and (7)"; and

further amended by deleting the language "(a)(3) and (5)" and substituting instead the language "(a)(3), (5) and (6)"; and further amended by deleting the language "(a)(8)" and substituting instead the language "(a)(9)".

SECTION 16. Tennessee Code Annotated, Section 69-3-104(a)(1), is amended by deleting the language "ten (10)" and substituting instead the language "eleven (11)".

SECTION 17. Tennessee Code Annotated, Section 69-3-104(a)(1)(D), is amended by deleting the language "seven (7)" and substituting instead the language "eight (8)".

SECTION 18. Tennessee Code Annotated, Section 69-3-104(a)(4)(A), is amended by deleting the language "seven (7)" and substituting instead the language "eight (8)".

SECTION 19. Tennessee Code Annotated, Section 69-3-104(a)(4)(A), is further amended by adding the language "one (1) shall be representative of environmental interests appointed from a list of three (3) persons nominated by the Tennessee Conservation Voters," after the language "Tennessee conservation league," and before the language "one (1) shall be a representative of counties".

SECTION 20. Tennessee Code Annotated, Section 69-3-104(a)(4), is amended by deleting subpart (B) and substituting instead the following:

(B) If the governor does not choose to appoint one (1) of the persons recommended under the terms of this subdivision (a)(4), the governor shall state, with specificity, the reasons for the disapproval of their qualifications and the appropriate organization shall submit a new list of nominations to the governor equal in number to their original nominations.

SECTION 21. This act shall take effect July 1, 2003, the public welfare requiring it.